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06 UNITED STATES DISTRICT COURT
07 WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

08 FRANKLIN CHUKWUMA NWAGBO,)
09) CASE NO. C12-0003-RSM-MAT
Petitioner,)
10)
v.) ORDER TO SHOW CAUSE
11)
ICE FIELD OFFICE DIRECTOR,)
12)
Respondent.)
13 _____)

14 On January 17, 2012, petitioner filed a petition for writ of habeas corpus pursuant to 28
15 U.S.C. § 2241, which challenges his immigration detention pending judicial review of his order
16 of removal in the Ninth Circuit Court of Appeals, *Nwagbo v. Holder*, No. 11-73861 (9th Cir.
17 filed Dec. 16, 2011). (Dkt. No. 7.) Petitioner seeks an order commanding his immediate
18 release from immigration detention or an order requiring the United States Immigration and
19 Customs Enforcement (“ICE”) to conduct a bond hearing. *Id.* at 2. Petitioner’s habeas
20 petition is currently ripe for consideration. However, the Ninth Circuit docket shows that
21 petitioner submitted a notice of change of address on March 26, 2012, indicating that his current
22 new address is in Portland, Oregon. *See Nwagbo*, No. 11-73861, Dkt. 26. Petitioner’s claim

01 for habeas relief, therefore, has arguably been mooted by his release from the Northwest
02 Detention Center. *See Picrin-Peron v. Rison*, 930 F.2d 773, 776 (9th Cir. 1991) (finding that
03 because petitioner only requested release from custody and had been released, the court could
04 provide no further relief and the petition was properly dismissed). Accordingly, it is hereby

05 ORDERED:

06 (1) Within 21 days after the filing date of this order, petitioner shall move for
07 voluntary dismissal of this habeas corpus action or show cause why it should not be dismissed
08 as moot. Petitioner's failure to comply with this Order will result in the dismissal of his
09 petition for writ of habeas corpus.

10 (2) The Clerk shall remove any pending motions from the Court's calendar until
11 further notice.

12 (3) The Clerk shall send a copy of this Order to petitioner, to counsel for respondent,
13 and to the Honorable Ricardo S. Martinez.

14 DATED this 17th day of April, 2012.

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17 Mary Alice Theiler
18 United States Magistrate Judge
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